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ATKIN LAW OFFICES

DEPARTMENT OF
WATER RESOURCES

A PROFESSIONAL CORPORATION
837 South 500 West, Suite 200
BOUNTIFUL, UTAH 84010
TELEPHONE (801) 533-0300
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February 23, 2010

VIA U.S. MAIL

IDAHO DEPARTMENT OF WATER RESOURCES
322 E. Front Street
P.O. Box 83720
Boise, Idaho 83720

**Re: *Eldon Golightly, et al. v. Preston Whitney Irrigation Company, et al.;*
*Idaho Case No. CV-2009-0000509***

To Whom this May Concern:

Enclosed please find a copy of a Subpoena Duces Tecum requesting certain documents in the above referenced matter. If you will agree to produce the documents requested within the Subpoena, we will not formally serve you with this Subpoena and require you to appear at a deposition regarding the same. Please do not hesitate to call me if there are any questions.

Sincerely,
ATKIN LAW OFFICES, P.C.



Blake S. Atkin

Enclosure

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DEPARTMENT OF
WATER RESOURCES

Blake S. Atkin (ISB# 6903)
7579 North Westside Highway
Clifton, Idaho 83228
Telephone: (208) 747-3414

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837 South 500 West, Suite 200
Bountiful, Utah 84010
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Facsimile: (801) 533-0380

Attorney for Plaintiffs

**IN THE SIXTH JUDICIAL DISTRICT COURT IN AND FOR
FRANKLIN COUNTY, STATE OF IDAHO**

ELDON and MARYANN GOLIGHTLY,
GRANT CHADWICK, Trustee of
Chadwick Estate, SETH and BETH
WHEATLEY, and BERT and LAURA
WHEATLEY,

Plaintiffs,

v.

PRESTON WHITNEY IRRIGATION
COMPANY, an Idaho Corporation, and
CUB RIVER IRRIGATION COMPANY,
an Idaho Corporation,

Defendants.

SUBPOENA DUCES TECUM

Case No: CV-09-509

Judge Brown

**TO: IDAHO DEPARTMENT OF WATER RESOURCES
322 E. Front Street
P.O. Box 83720
Boise, Idaho 83720**

YOU ARE COMMANDED to appear, and produce or permit for inspection and
copying the following documents or objects at the place, date and time specified below:

1. All documents relating to the administration and distribution of water in Water District 13-A including, but not limited to, all daily records of the water master.
2. All documents relating to delivery of water due to the holders of decreed rights in the Worm Creek Drainage Decree.
3. All documents relating to the water rights of Eldon Golightly, Nona Golightly or Donald Golightly.

PLACE:

DATE AND TIME:

You are further notified that if you fail to appear at the place and time specified above, or to produce or permit copying or inspection as specified above that you may be held in contempt of court and that the aggrieved party may recover from you the sum of \$100 and all damages which the party may sustain by your failure to comply with this Subpoena Duces Tecum.

DATED THIS ___ day of February, 2010.

ATKIN LAW OFFICES, P.C.

Blake S. Atkin